IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

OP.No. 37986 of 2002(V)

PETITIONER:

M.R.NARAYANANKUTTY,
FOREST GUARD (NOW UNDER SUSPENSION),
ANAKULAM FOREST STATION, KUTTAMPUZHA RANGE,
MALAYATTOOR DIVISION, RESIDING AT MADATHISSERY HOUSE, WEST VELLANIKKARA, P.O. MADAKKATHARA,
THRISSUR.

BY ADV. SRI.S.P.ARAVINDAKSHAN PILLAY
SMT.N.SANTHA
SRI.V.VARGHESE

RESPONDENTS:
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1. **STATE OF KERALA,**
   REPRESENTED BY ITS CHIEF SECRETARY,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **CHIEF CONSERVATOR OF FORESTS**
   (ADMINISTRATION), THIRUVANANTHAPURAM.

3. **CONSERVATOR OF FORESTS**
   CENTRAL CIRCLE, THRISSUR.

4. **DIVISIONAL FOREST OFFICER,**
   MALAYATTOOR.

5. **WILD LIFE WARDEN, PEECHI.**

6. **DIVISIONAL FOREST OFFICER, CHALAKKUDY.**

BY GOVERNMENT PLEADER SMT.SMITHA BABU

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 11/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH, J.

O.P. NO. 37986 OF 2002

Dated this the 11th day of December, 2006

J U D G M E N T

The issue raised in this writ petition is whether the petitioner is entitled to count his service in the entry cadre for the purpose of higher grades. The issue is no more res integra covered by the judgment of this Court in W.A 1147/98 dated 7.1.02 and applied in identical situation in the judgment dated 1.6.00 in O.P. No.34319/02. The impugned orders are accordingly quashed. The consequential benefits shall be disbursed to the petitioner, within a period of three months from the date of receipt of a copy of this judgment along with a copy of the judgment referred to above. The writ petition is disposed of as above. A copy of the judgment in W.A. No.1147/98 will be appended to this judgment.

KURIAN JOSEPH, JUDGE

vps

KURIAN JOSEPH, JUDGE

OP NO.37986/02

JUDGMENT

11th DECEMBER, 2006